

PCT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:) Art Unit:
GRONHOJ-LARSEN, et al.)
Serial No.: 09/101,825) Examiner:
Filed: July 17, 1998) Washington, D.C.
For: SYNTHETIC IL-10) October 5, 1998
ANALOGUES) Docket No.: GRONHOJ-LARSEN=2

COMMUNICATION

Honorable Commissioner of Patents
and Trademarks
Washington, D.C. 20231

S i r :

On July 17, 1998 Applicants filed a small entity statement on behalf of Steeno Research Group A/S, the assignee herein. This statement indicated that Connective Therapeutics also held rights in the invention. However, no small entity statement on behalf of Connective Therapeutics was ever filed.

37 CFR §1.27(c)(2) states that when rights are not exclusive, a statement must also be filed by the other small entities having rights stating their status as such. Since that was not done in the case of Connective Therapeutics, small entity status was not and is not established, and in accordance with the instruction on the fee calculation sheet, the \$465 deficiency in the basic national fee should be charged to our deposit account 02-4035. See 37 CFR §1.28(a)(i).

Furthermore, at the present time, Steeno does not intend to assert small entity status for this application, as it would like more time to investigate whether this application is entitled to small entity status.

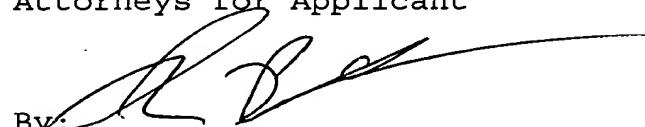
Neither the foregoing, nor the original SES, should be construed as an admission (a) that Steeno is not or was not in

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fact a small entity, or (b) that Connective Therapeutics still retains rights, or (c) that Connective Therapeutics was not a small entity at the time of filing of the original SES.

Respectfully submitted,

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